

REMARKS

Claims 60-63 are pending. By this Amendment, claims 36-39, 57 and 58 are canceled, and claims 60-63 are added. Claims 60-63 are supported in part by the previously-existing claims and also are supported by the original specification. For example, regarding claim 60, see Figs. 1-2, page 3, lines 5-13, page 8, lines 14-21, page 14, lines 15-19, page 23, line 34 - page 24, line 19, page 27, line 31 - page 28, line 37, and page 29, lines 22-27. Regarding claim 61, see, for example, Figs. 1-2, page 5, lines 17-26, page 8, line 31 - page 9, line 5, and page 22, line 29 - page 23, line 3. Regarding claim 62, see, for example, Figs. 1-2, page 5, lines 33-37, page 23, lines 4-11 and page 30, lines 19-26. Regarding claim 63, see, for example, Fig. 13, step S97, Fig. 14, step S206, page 28, lines 28-37 and page 29, lines 24-27. Thus, no new matter is added by the above amendments.

I. Information Disclosure Statement

The Examiner is requested to consider the information cited in the Information Disclosure Statement filed herewith.

II. All Pending Claims are Patentable

Claims 36, 37 and 58 stand rejected under 35 U.S.C. §103(a) over Okada et al. (U.S. Patent No. 6,266,483) in view of Itoh et al. (US2001/0016108) and Wood et al. (US2002/0054752). In addition, claim 39 stands rejected under 35 U.S.C. §103(a) over Okada et al., Itoh et al. and Wood et al., and further in view of Browne (WO92/22983), and claims 38 and 57 stand rejected under 35 U.S.C. §103(a) over Okada et al., Itoh et al. and Wood et al., and further in view of Fumio (JP-A-10-129082). The rejections are moot in view of the cancellation of claims 36-39, 57 and 58. Applicant respectfully submits that new claims 60-63 are patentable over the applied references.

In particular, regarding independent claim 60, Applicant respectfully submits that the applied references do not disclose or render obvious the combination of features recited in

claim 60, in particular, "a controller that prevents recording of the digital image data to the hard disk during a time when the data of the visual broadcast program is being recorded to the hard disk and during a time when the data of the visual broadcast program recorded in the hard disk is being played back by the playback." None of the references discloses or renders obvious the prevention of digital image data recording when a visual broadcast program is being recorded and when a visual broadcast program is being played back.

As previously argued by Applicant, Okada et al. merely discloses a system that can record or play back visual broadcast programs and digital image data taken by a digital camera. Okada et al. does not disclose the management of that data when one attempts to record digital image data at the same time that one attempts to record or play back a visual broadcast program. Itoh et al. does not discuss visual broadcast programs, but only discloses that the creation of a thumbnail image from moving image data is interrupted if another moving image is to be recorded. Thus, like Okada et al., Itoh et al. does not disclose or render obvious preventing the recording of digital image data to a hard disk during a time that a visual broadcast program is being recorded to the hard disk and during a time when data of a visual broadcast program is being played back from the hard disk.

Wood et al. only relates to the recordation of broadcast programs (not to the recording of digital image data from a digital camera), and merely discloses how to choose one broadcast program over another for recordation when both programs are being received at the same time. Wood et al. does not disclose or render obvious the prevention of digital image data recording during a time when data of a visual broadcast program is being recorded and during a time when data of a visual broadcast program is being played back. None of the references disclose what to do if a visual broadcast program is being played back when one attempts to record digital image data, and thus the references do not disclose the more

specific feature of preventing recording of digital image data during a time when data of a visual broadcast program is being played back.

Accordingly, Applicant respectfully submits that independent claim 60 and its dependent claims are patentable over Okada et al., Itoh et al. and Wood et al. Furthermore, Browne and Fumio do not overcome the deficiencies noted above with respect to Okada et al., Itoh et al. and Wood et al. Thus, all pending claims are patentable over the applied references.

III. Conclusion

In view of the foregoing, Applicant respectfully submits that this application is in condition for allowance. Favorable reconsideration and prompt allowance are earnestly solicited.

Should the Examiner believe anything further would be desirable to place this application in even better condition for allowance, the Examiner is invited to contact Applicant's undersigned attorney at the telephone number listed below.

Respectfully submitted,



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Attachments:

Request for Continued Examination
Petition for Extension of Time
Information Disclosure Statement

Date: April 22, 2009

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